

Applicant : Michael J. Yellin, et al.

For : THERAPEUTIC APPLICATIONS FOR THE ANTI-T-BAM (CD40-1)  
MONOCLONAL ANTIBODY 5C8

EXPRESS MAIL CERTIFICATION

"Express Mail" mailing label number EK708050259US

Date of Deposit July 11, 2003

I hereby certify that this transmittal letter and the other papers and fees identified in this transmittal letter as being transmitted herewith are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to the Hon. Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, 22313-1450, Mail Stop New Patent Application.

Claire J. Saintil-van Goodman

Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Mail Stop New Patent Application

TRANSMITTAL LETTER FOR RULE 53(b)  
CONTINUING PATENT APPLICATION

Sir:

This is a request for filing a  continuation application of pending prior Application No. 09/343,001, (Confirmation No. 7400) filed June 29, 1999, and Application No. 09/342,314, (Confirmation No. 6376) filed July 1, 1999, which are both divisional applications of Application No. 08/637,323, (Confirmation No. 4168) filed April 22, 1996, which is a continuation-in-part of application of pending prior Application No. 08/566,258, filed December 1, 1995, and Application No. 08/567,391, filed December 1, 1995.

Transmitted herewith for filing are the  specification (82 pages);  claims (13 pages);  abstract (1 page);  combined executed declaration and power of attorney, as filed in the common parent Application No.; and  printEFS; for the above-identified patent application.

The enclosed declaration is:

- Newly executed (original or copy).
- Copy from a prior application (37 C.F.R. § 1.63(d)).
- A signed statement is attached deleting inventors named in the prior application (37 C.F.R. §§ 1.63(d)(2) and 1.33(b)).

- The entire disclosure of the prior application, from which a copy of the declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- The prior grandparent application, Application No. 08/637,323, filed April 22, 1996, is assigned of record to BioGen, Incorporated.

Also transmitted herewith are:

- Forty-six (46) sheets of:
- Formal Drawings.
- Informal drawings. Formal drawings will be filed during the pendency of this application.
- An assignment of the invention to \_\_\_\_\_
- A check in the amount of \$40.00 to cover the recording fee.
- Please charge \$40.00 to Deposit Account No. 06-1075 in payment of the recording fee. A duplicate copy of this transmittal letter is transmitted herewith.
- An Associate Power of Attorney.
- A Preliminary Amendment and Statement Under 37 C.F.R. §§ 1.56 and 1.97 are enclosed in duplicate.

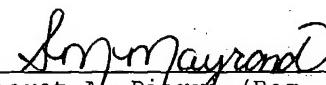
The filing fee has been calculated as shown below:

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
BASIC FEE				\$ 750.00
TOTAL CLAIMS	101 - 20 = 81	x \$ 18 =		\$ 1458.00
INDEPENDENT CLAIMS	9 - 3 = 6	x \$ 84 =		\$ 504.00
<input type="checkbox"/> A MULTIPLE DEPENDENT CLAIM		+ \$280 =		\$ .00
			TOTAL	\$ 2712.00

- A check in the amount of \$ 2712.00 in payment of the filing fee is transmitted herewith.
- The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16 in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to

Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

- Petition Under 37 C.F.R. § 1.136(a) for a 3-month Extension of Time to be filed in United States Application No. 09/343,001 is enclosed in duplicate.
- A check in the amount of \$ 930.00 in payment of the Extension of Time for United States Application No. 09/343,001 is transmitted herewith.
- Petition Under 37 C.F.R. § 1.136(a) for a 3-month Extension of Time to be filed in United States Application No. 09/342,314 is enclosed in duplicate.
- A check in the amount of \$ 930.00 in payment of the Extension of Time for United States Application No. 09/342,314 is transmitted herewith.
- The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.17(a)(3) in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.
- the Director is hereby authorized to charge payment of any additional fee required in connection with this Petition, or to credit any overpayment of same, to Deposit Account No. 06-1075.



Margaret A. Pierard (Reg. No. 30,709)  
Attorney for Applicants  
Shawn-Marie Mayrand (Reg. No. 48,986)  
Agent for Applicants  
c/o Fish & Neave  
Customer No. 1473  
1251 Avenue of the Americas  
New York, New York 10020-1105  
Tel.: (212) 596-9000  
Fax.: (212) 596-9090